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**MEMORANDUM  
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TO: Docket Control

FROM: Steven M. Olea  
Director  
Utilities Division

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

DATE: September 30, 2009

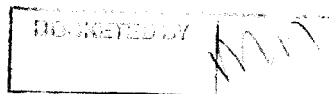
RE: **ADMINISTRATIVE CLOSURE - IN THE MATTER OF THE APPLICATION OF IELEMENT TELEPHONE OF ARIZONA, INC. FOR APPROVAL OF A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE FACILITIES-BASED LONG DISTANCE TELECOMMUNICATIONS SERVICES, AS WELL AS FACILITIES BASED LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES (DOCKET NO. T-20481A-06-0617)**

On September 26, 2006, IElement Telephone of Arizona, Inc., ("IElement") filed an application for approval of a Certificate of Convenience and Necessity ("CC&N") to provide facilities-based long distance and facilities-based local exchange telecommunications services. Between October 5, 2006 and November 22, 2006, Staff filed two Letters of Insufficiency and Data Requests and the Applicant filed its responses to Staff's Letters of Insufficiency and Data Requests. On June 6, 2007, Staff filed its Staff Report recommending approval of IElement's application.

On June 27, 2007, a Procedural Order was issued by the Administrative Law Judge which scheduled a hearing for August 15, 2007. On July 16, 2007, IElement filed a Request for Continuance due to its inability to meet the publication date specified in the Procedural Order issued by the Administrative Law Judge. On August 3, 2007, the Administrative Law Judge issued a Procedural Order continuing the hearing to September 27, 2007. On August 24, 2007, IElement filed a Request for Continuance of the September 27, 2007, hearing stating that its parent company was in the process of negotiations with another entity resulting in a possible merger. On August 28, 2007, the Administrative Law Judge issued a Procedural Order granting the request for a continuance of the hearing. In addition, the August 28, 2007 Procedural Order suspended the timeclock indefinitely and advised that no further hearing dates would be set until requested by IElement.

Arizona Corporation Commission  
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On August 18, 2009, the Administrative Law Judge issued a Procedural Order requiring Staff to file an update on IElement's application no later than September 30, 2009. On September 15, 2009, IElement filed a request to withdraw its application. Staff has no objections to the company's request to withdraw its application.

Given the above, Staff recommends that this matter be administratively closed.

SMO:CA:tdp

Originator: Candrea Allen

SERVICE LIST FOR: IELEMENT TELEPHONE OF ARIZONA, INC.  
DOCKET NO. T-20481A-06-0617

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